

<i>Examiner-Initiated Interview Summary</i>	Application No. 10/556,653	Applicant(s) NEWELL ROGERS ET AL.	
	Examiner STEPHEN KAPUSHOC	Art Unit 1634	

All Participants:

(1) STEPHEN KAPUSHOC.

(2) Hele Lockhart.

Date of Interview: 20 September 2010

Type of Interview:

☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Status of Application: _____

(3) _____.
(4) _____.

Time: 9:30am

Exhibit Shown or Demonstrated: ☐ Yes ☐ No
If Yes, provide a brief description: _____.

Part I.

Rejection(s) discussed:

Claims discussed:
8 and 9

Prior art documents discussed:

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:
See Continuation Sheet

Part III.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

/Stephen Kapushoc/
Primary Examiner, Art Unit 1634

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Applicants' election relevant to claim 1 as an Election of part (a) of claim 1 (assessing mitochondrial deletion) was discussed. It was noted that the election of part (a) of claim 1 is not consonant with the subject matter of claims 8 and 9, where claims 8 and 9 require analysis of membrane potential, and membrane potential is relevant to the non-elected part (b) of claim 1. It was agreed that applicants maintain the election of part (a) of claim 1, and claims 8 and 9 are withdrawn from examination as to non-elected subject matter. It was further discussed that claims 8 and 9 depend from claim 2, where claim 2 is cancelled. .